IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.15013 of 2008
MOST.LALITA DEVI
Versus
STATE OF BIHAR
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5. **08.09.2008** Heard learned counsel for the petitioner and the State.

Petitioner is an accused for an offence registered under Sections 376 and 312 of the Indian Penal Code.

Allegation against the petitioner is to the effect that the informant was raped in the house of this petitioner.

Learned counsel for the petitioner submits that there is enmity between the family of the informant and the petitioner for which civil suit is pending. It is further submitted that only allegation against the petitioner is that the offence was committed in her house. There is no allegation that this petitioner was present at the time of occurrence.

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Learned counsel for the State, on perusal of the case diary submits that the informant during investigation, specifically stated that she was raped in the house of this petitioner who called her in the pretext of bringing water and in the said house co-accused Bidya Nand Mehta was present from before

Considering the nature of allegation and the materials brought during investigation, I am not inclined to grant bail to the petitioner. Accordingly, the same is rejected.

Jagdish/- **(Shailesh Kumar Sinha,J)**